

Amendment to the claims

This listing of claims replaces all prior versions, and listings, of claims in the application.

Listing of Claims

1. (Currently amended) An isolated gene nucleic acid encoding the p51 promoter region shown in the following (1) and (3):

(1) ~~DNA that encodes the p51 promoter region having the base sequence as set forth in SEQ ID NO: 1 of the sequence listing; and~~

(3) ~~DNA that hybridizes to the base sequence as set forth in SEQ ID NO: 1 of the sequence listing under a stringent condition, and that has p51 promoter activity.~~

2. (Cancelled)

3. (Currently amended) A recombinant plasmid comprising the gene nucleic acid of claim 1.

4. (Currently amended) A An isolated transformant or a transductant comprising the recombinant plasmid of claim 3.

5. (Cancelled)

6.-11. (Cancelled)